

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, MAY 28, 2013, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
701 MAIN STREET, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by John Wheat, Pastor for Trinity Baptist Church.

PLEDGE OF ALLEGIANCE TO THE FLAG led by Cobey Esser, Cadet Airman First Class, with the Tivy High School Junior Reserve Officers Training Corps.

Those in attendance may stand if they wish.

1. VISITORS/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the City Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. City Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

2. CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a city councilmember asks for separate consideration of an item. It is recommended that City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:

2A. Minutes of the regular Kerrville City Council meeting held May 14, 2013, and the special meeting held May 21, 2013. (staff)

2B. Consulting Agreement by and between Gallagher Benefit Services, Inc., a Delaware Corporation, and City of Kerrville for employee benefit services for the period June 1, 2013, through May 31, 2014. (staff)

2C. Construction contract with S.J. Louis Construction of Texas Ltd. for construction of the G Street interceptor project in the amount of \$1,659,808.62, and authority to approve additional change orders, if any, any one of which may exceed \$50,000 but the total amount for such may not exceed the budgeted amount of \$1,908,780.62. (staff)

The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-258-1117 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time, May 24, 2013 at 3:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

2D. A Resolution No. 18-2013 amending the city's policies and procedures regarding the allocation of hotel occupancy tax revenues. (staff)

END OF CONSENT AGENDA

3. PUBLIC HEARING:

3A. Annexation and zoning of 0.91 acre tract of land addressed as 2262 Bandera Highway. (staff)

4. PUBLIC HEARING AND ORDINANCES FIRST READING:

4A. An Ordinance No. 2013-07, amending Ordinance No. 2011-08, which annexed property into the city and created a "Planned Development District" on the approximate 43.72 acre tract of land, being all of a revision of Hartshorn Country Sites, a subdivision of record found at Volume 7, Page 148, Plat Records of Kerr County, Texas, and all of the James Avery Craftsman Subdivision, a subdivision of record found at Volume 7, Page 149, Plat Records of Kerr County, Texas, and those portions of Avery Road North and Lessie Lane, public roads located within and between the two subdivisions, said property generally located at and east of the intersection of Harper Road (FM783) and Avery Road North; said amendment removing the requirement for the construction of public sidewalks. (staff)

5. ORDINANCES SECOND AND FINAL READING:

5A. An Ordinance No. 2013-09 amending the City's "Zoning Code" by changing the Zoning District of an approximate 31.40 acre tract of land generally located along and north of the 2100 block of E. Main Street from the "RC" Residential Cluster district to the "PI" Public and Institutional district; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); ordering publication, and providing other matters relating to the subject. (staff)

5B. An Ordinance No. 2013-10 amending Chapter 6 "Advertising", Article II "Signs" of the City's Code of Ordinances to revise various definitions and revise the regulations for several types of signs; containing a savings and severability clause; providing for penalties not to exceed \$2,000.00; ordering publication; providing an effective date; and providing other matters related to the subject. (staff)

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5C. An Ordinance No. 2013-11 approving and adopting rate schedule “RRM – Rate Review Mechanism” for Atmos Energy Corporation, Mid-Tex Division to be in force in the City for a period of time as specified in the rate schedule; adopting a savings clause; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this ordinance to the company and ACSC legal counsel. (staff)

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Kerrville-Kerr County Joint Airport Board budget for Fiscal Year 2014. (Bruce McKenzie, airport manager)

6B. Economic development grant agreement between Kerrville’s 4th On the River and the City of Kerrville, Texas Economic Improvement Corporation. (staff)

6C. Economic development grant agreement between Kerrville Area Chamber of Commerce and the City of Kerrville, Texas Economic Improvement Corporation. (staff)

6D. Economic development grant agreement between Texas Folk Music Foundation dba Kerrville Folk Festival and the City of Kerrville, Texas Economic Improvement Corporation. (staff)

6E. Economic development grant agreement between Texas Hill Country Wine and Brew Festival and the City of Kerrville, Texas Economic Improvement Corporation. (staff)

6F. Application for 4B sales tax funding for improvements to the Cailloux Theater in an amount not to exceed \$200,652. (staff)

6G. Appointment of Mayor Pro Tem. (staff)

7. INFORMATION AND DISCUSSION

7A. Update on activities of the Kerrville Economic Development Corporation. (Councilmember Conklin)

7B. Economic update. (staff)

7C. Pending legislation from the 83rd Texas Legislature, regular session. (staff)

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8. BOARD APPOINTMENTS:

- 8A. Appointments to the Beautification Advisory Committee. (staff)
- 8B. Appointments to the Economic Improvement Corporation. (staff)
- 8C. Appointment of councilmembers to various City boards and commissions. (staff)

9. ITEMS FOR FUTURE AGENDAS

10. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcement of items of community interest, including expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognitions of City officials, employees, or other citizens; reminders about upcoming

events sponsored by the City or other entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of the City. No action will be taken.

11. EXECUTIVE SESSION:

City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above including if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code, including the following matters:

Sections 551.071 and 551.072:

Discuss the purchase, exchange, lease, sale, or value of real property, the public discussion of which would not be in the best interests of the City's bargaining position with third parties, regarding property interests related to the following public works projects:

- Jefferson lift station
- G Street sewer project
- River Trail.

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Section 551.074:

- Appointments to the Economic Improvement Corporation.
- Appointment of councilmembers to various boards and commissions.
- Appointment of Mayor Pro Tem.

12. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

13. ADJOURNMENT.

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